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7 Attorney for Joseph Holmes

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 HOLMES et al,

15 Defendants.

Case No. 2:20-mj-00902-DJA

ORDER **TO CONTINUE**
PRELIMINARY HEARING
(Second Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
18 Trutanich, United States Attorney, and Jim W. Fang, Assistant United States Attorney, counsel
19 for the United States of America, and Rene L. Valladares, Federal Public Defender, and Kathryn
20 C. Newman, Assistant Federal Public Defender, counsel for Joseph Holmes, and Daniel Hill,
21 counsel for Emelio Rochester, that the Preliminary Hearing currently scheduled on January 11,
22 2021, be vacated and continued to a date and time convenient to the Court, but no sooner than
23 sixty (60) days.

24 This Stipulation is entered into for the following reasons:

25 1. Parties have entered negotiations and need the additional time to resolve this
26 matter.

2. The government is in the process of producing discovery, which will allow the defendants to evaluate the case against them, and, if necessary, prepare for the preliminary hearing.

3. The defendants are not incarcerated and do not object to a continuance.

4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

This is the second request for continuance filed herein.

DATED this 4th day of January, 2021.

RENE L. VALLADARES
Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

/s/ Kathryn C. Newman
By _____

/s/ Jim W. Fang
By _____

KATHRYN C. NEWMAN
Assistant Federal Public Defender

JIM W. FANG
Assistant United States Attorney

/s/ Daniel Hill
By _____
DANIEL HILL
Counsel for Emelio Rochester

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4 Plaintiff,
5 v.
6 HOLMES et al,
7 Defendant.
8

Case No. 2:20-mj-00902-DJA
ORDER

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10 Based on the Stipulation of counsel and good cause appearing,
11 IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on
12 January 11, 2021 at the hour of 4:00 p.m., be vacated and continued to _____
13 March 15, 2021, at 4:00 p.m. in Courtroom 3A.
14 DATED this 5th day of January, 2021.



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16 _____
17 DANIEL J. ALBREGTS, U.S. Magistrate Judge
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